

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

GUADALUPE ARENAS VARGAS, )  
ET AL )  
Plaintiffs, )  
VS. ) C.A. NO. 4:09-cv-02521  
TRAYLOR BROTHERS, INC., ET )  
AL )  
Defendants. )

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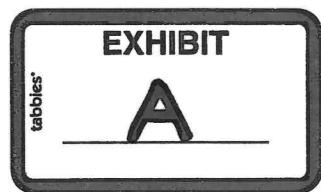
ORAL DEPOSITION OF

GUADALUPE ARENAS VARGAS

MARCH 1, 2012

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ORAL DEPOSITION OF GUADALUPE ARENAS VARGAS,  
produced as a witness at the instance of Mr. Charles G.  
Clayton, IV, and duly sworn, was taken in the  
above-styled and numbered cause on March 1, 2012, from  
12:38 p.m. to 4:18 p.m., before Gina D. Ellis, CSR in  
and for the State of Texas, reported by machine  
shorthand, at The Buzbee Law Firm, JP Morgan Chase  
Tower, 600 Travis, Suite 7300, Houston, Texas, pursuant  
to the Federal Rules of Civil Procedure.



1 A P P E A R A N C E S

2

3 MR. CHRISTOPHER K. JOHNS  
4 The Buzbee Law Firm  
5 JP Morgan Chase Tower  
6 Houston, Texas 77002-3015  
7 ATTORNEY FOR PLAINTIFF

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9 MR. CHARLES G. CLAYTON, IV  
10 LeBlanc Bland  
11 909 Poydras Street, Suite 1860  
12 New Orleans, Louisiana 70112  
13 ATTORNEY FOR KIEWIT ENGINEERING

14

15 MR. SCOTT J. HEDLUND  
16 Deutsch, Kerrigan & Stiles  
17 755 Magazine Street  
18 New Orleans, Louisiana 70130  
19 ATTORNEY FOR MODJESKI & MASTERS

20

21 INTERPRETER:  
22 Ms. Minerva Garcia  
23 Interpreting By The Word  
24 281-900-8551

25

26 ALSO PRESENT:  
27 Ms. Elisa A. Smith  
28 Mr. Ricky Garcia

1 wanted him and wanted him to take care of us from up  
2 there." And that's it. He started crying. He hugged  
3 me and both of us cried.

4 Q. Do you know why Martin only returned to Mexico  
5 once before he died?

6 A. Well, yes, for him it was very difficult to go  
7 to Mexico and come back to United States without  
8 documents and very dangerous.

9 Q. When Martin returned in 2005 to visit, you  
10 talked about how he went with Zaid to the carnival and  
11 spent time with him. Did you also spend time with  
12 Martin during this visit?

13 A. Yes.

14 MR. HEDLUND: Objection, asked and  
15 answered.

16 A. Yes, the day before.

17 Q. (BY MR. JOHNS) Okay. What did you do?

18 A. We talked about living together again. That he  
19 was going to come back to the United States to send us,  
20 Zaid and me, directly to support us.

21 Q. Did you go do anything with him? Did you go to  
22 a carnival or did you go out -- did you go any place  
23 with him during this visit?

24 A. We went to have dinner. And then we went to a  
25 park, and we were talking there.

1 Q. Okay.

2 MR. JOHNS: That's all I have.

3 MR. CLAYTON: I have like one follow-up  
4 question.

5 MR. JOHNS: That's fine. That's all I  
6 have. And just for the record, we're not going to -- I  
7 think I might have said earlier we're going to waive  
8 signature, but we're not going to waive signature. So  
9 go ahead, Chuck.

10

11 EXAMINATION BY MR. CLAYTON:

12 Q. Do you know if Martin had a green card that  
13 allowed him to work in the United States legally?

14 A. No, I don't know.

15 Q. Do you know if the reason that Martin was  
16 unable to come back only one time was due to his status  
17 in the United States as an illegal alien?

18 A. I don't know.

19 Q. During the time that you spoke with Martin in  
20 July of 2005, did he discuss with you his concerns about  
21 returning to the United States to go back to work  
22 because he had no papers?

23 A. Yes.

24 Q. What did he say?

25 A. Well, that he had to return because he had a

1 job; and he was not able to be far away so long without  
2 working.

3 Q. Did he tell you how he was going to get back  
4 across the border?

5 A. Illegally.

6 Q. Illegally?

7 A. Yes.

8 Q. Those are all the questions I have. That's it.

9 Thank-you.

10 MR. JOHNS: Okay.

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